

Item # _____

Prepared by Johnathan Russell

Commissioner _____

Approved by _____

A RESOLUTION approving a contract amendment to exercise an option to renew a contract for a one-year period and to establish the ability to renew the same contract for a second one-year period in the amount of \$3,971,915.00 with the United Way of the Mid-South for the provision of administrative services (in the amount of \$143,000.00) and funding to healthcare service providers for Core Medical and Support Services (in the amount of \$3,828,915.00) as approved by the Shelby County Board of Commissioners on its September 10, 2007 agenda and consistent with Notice of Grant Award requirements under the Federal Ryan White Part A Grant program, and this item requires the expenditure of pass thru grant funds under the Federal Ryan White Part A Grant program in the amount of \$3,971,915.00. Sponsored by Commissioner Joyce Avery.

WHEREAS, the COUNTY through the Memphis and Shelby County Health Department, hereinafter "MSCHD", has been selected by the United States Department of Health and Human Services Health Resources and Services Administration, hereinafter "HRSA", as a recipient of the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act HIV Emergency Relief Grant Program #07-131, Part A, hereinafter "Ryan White Part A" grant, pursuant to 42 U.S.C. §300ff et seq., as the Transitional Grant Area agency to receive grant funds for the grant-mandated provisions of services to People Living With HIV (PLWH) in the Memphis Metropolitan Statistical Area (MSA), a medically underserved population, who are qualified to receive healthcare services as described in the grant document; and

WHEREAS, this grant has significantly expanded access for HIV patients in Shelby, Fayette and Tipton Counties in Tennessee, and DeSoto, Tunica, Marshall and Tate Counties in Mississippi, and in Crittenden County, Arkansas, to HIV outpatient medical care, case management, nutrition therapy and supplements, dental care, pharmaceutical assistance, mental health services, substance abuse services and insurance assistance, as well as improved access to transportation, food and medical services for north Mississippians living with HIV; and

WHEREAS, UNITED WAY OF THE MID-SOUTH has previously served as fiduciary agent for Title II Ryan White Grant funds to assist similarly qualified persons; and

WHEREAS, UNITED WAY OF THE MID-SOUTH previously coordinated or participated in the needs analyses and community planning activities to identify the population of area residents who are qualified for services and participated in the selection of qualified agencies, hereinafter "SERVICE PROVIDERS", who demonstrated an ability to appropriately provide qualified services matching the grant requirements; and

WHEREAS, UNITED WAY OF THE MID-SOUTH, on behalf of the State of Tennessee, previously entered into and monitored service provider contracts funded by Ryan White Title II funds, and since the cessation of the Title II grant, said SERVICE PROVIDERS have continued to provide services to recipients in expectation of being reimbursed through funds made available through the new Ryan White Part A grant; and

WHEREAS, UNITED WAY OF THE MID-SOUTH has the knowledge and expertise to provide such services; and

WHEREAS, The Shelby County Board of Commissioners, on its September 10, 2007 agenda approved via resolution this contract for the first year of the agreement; and

WHEREAS, the contract allowed renewals for two (2) additional one-year periods which were not specifically mentioned in the resolution to approve; and

WHEREAS, the parties are desirous of renewing the first-year renewal of said contract, and of having the option to renew for the second one-year renewal upon mutual written consent of the County and the United Way by virtue of this resolution, as allowed in the original contract.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the first-year renewal of said contract between Shelby County Government and UNITED WAY OF THE MID-SOUTH in the amount of \$143,000.00 be approved, and that the County and United Way would retain the option to exercise the second one-year renewal upon mutual written consent of both parties.

BE IT FURTHER RESOLVED, That the UNITED WAY OF THE MID-SOUTH is authorized, as a condition of the grant award, to receive \$3,828,915.00 of funds drawn down by the Shelby County Government and issued to the UNITED WAY OF THE MID-SOUTH for distribution to core medical and support providers of the Ryan White Part A program.

BE IT FURTHER RESOLVED, That the County Mayor is hereby authorized to execute the aforementioned amended agreement on behalf of Shelby County Government, an executed copy of which is to be placed on file in the Purchasing Department.

BE IT FURTHER RESOLVED, That the County Mayor and the Director of Administration and Finance are authorized to issue their warrant or warrants in amounts not to exceed \$3,971,915.00 to UNITED WAY OF THE MID-SOUTH for the purposes contained in this resolution and to take proper credit in the accounting therefor.

A C Wharton, Jr.
County Mayor

Date _____

ATTEST:

Clerk of County Commission

ADOPTED_____

SUMMARY SHEET

I. Description of Item

Requesting approval to exercise a one-year renewal of a contract with United Way of the Mid-South in the amount of \$3,971,915.00 for the provision of administrative services (\$143,000 payable to the United Way) and the distribution of Core Medical and Support Services expenditures (not to exceed \$3,828,915 payable to subcontractors who provide the actual medical care as specified in the Grant Award) in connection with the operation of the Ryan White Part A grant award.

The Shelby County Board of Commissioners on its September 10, 2007 agenda approved the original contract. However, that resolution did not specifically state that the term of the contract (for the period of April 1, 2007 through February 29, 2008) "... shall, at the option of the County, thereupon be renewed for two additional one-year periods...", as specified in the contract. Thus, the contract can only be renewed via this resolution action.

II. Source and Amount of Funding

A. Ryan White Part A

Budget No. 450-400590-6637

\$3,971,915.00

B. There are no other costs, direct or indirect, associated with this resolution.

C. There are no additional or subsequent obligations or expenses for which Shelby County (the "County") will ultimately be responsible.

III. Contract Items

A. This is a contract for United Way to help administer the grant award from the Department of Health and Human Services to Shelby County on behalf of the Health Department to provide funding for the emergency relief of HIV in Memphis MSA. The United Way of the Mid-South is to receive \$143,000 for this service.

B. The United Way of the Mid-South is to receive from Shelby County Government and distribute to subcontractors an amount not to exceed \$3,828,915.00 to subcontractors for the provision of medical services as required by the Ryan White Grant Award.

C. Some of the services that the United Way of the Mid-South shall provide include:

1. Subcontract with service providers who have been selected and approved by the County
2. Process the service provider reimbursement requests that have been approved by County and timely issue payment for those services
3. Provide joint training sessions with the County, related to fiscal management and reporting requirements associated with the Ryan White Part A grants
4. Require that (in collaboration with the County) each service provider demonstrate compliance with the required program and financial conditions of the Ryan White Part A program
5. Contracting with a qualified consultant to conduct the comprehensive annual needs assessment, including all counties in the TGA

IV. Additional Information Relevant to approval of this item

- **Administration recommends approval of this resolution.**
- **This grant provides for a significant expansion of access to HIV outpatient medical care, case management, nutrition therapy and supplements, dental care, pharmaceutical assistance, mental health, substance abuse services, transportation and insurance assistance for persons living with HIV (PLHW) in the Memphis Transitional Grant Area (TGA), which includes;**
 - a.) Shelby County, Tipton County, and Fayette County in Tennessee**
 - b.) DeSoto County, Tunica County, Marshall County, and Tate County in Mississippi**
 - c.) Crittendon County, Arkansas**